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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SAMUEL OSBURN and **DOLORES OSBURN**, husband and wife and the marital community composed thereof,

Plaintiffs

v.

PRIDE MOBILITY PRODUCTS CORP., a
Pennsylvania Corporation,
Defendant.

No. C05-930L

ORDER GRANTING MOTION FOR
SUBSTITUTION

THIS MATTER having come before the Court pursuant to Plaintiff's Motion for Substitution, the Declaration of Dolores Osburn, the records and file herein and pursuant to Fed.R. Civ. P. 25(a), the Court finds that:

1. Plaintiff Samuel Osburn died on June 19, 2005.
2. The claims made by Plaintiff Samuel Osburn against Defendant Pride Mobility Products Corp. survives the death of Plaintiff Samuel Osburn.
3. Dolores Osburn is the wife of deceased, has been appointed personal representative of the estate of Samuel Osburn, and is an appropriate representative to be substituted for the deceased Plaintiff Samuel Osburn.

ORDER GRANTING MOTION FOR
SUBSTITUTION -1

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4. Dolores Osburn can adequately and properly prosecute the claims of Plaintiff Samuel Osburn against Defendant Pride Mobility Products Corp.

5. It is appropriate to under Fed.R. Civ. P. 25(a) to substitute Plaintiff Dolores Osburn in place of the deceased plaintiff.

IT IS HEREBY ORDERED:

1. Plaintiff's motion is granted.

2. Dolores Osburn, personal representative of the estate of Samuel Osburn, is substituted as Plaintiff in place of the decedent Plaintiff Samuel Osburn.

3. All further pleadings in the action shall contain a caption identifying Dolores Osburn as the representative plaintiff in place of decedent Plaintiff Samuel Osburn.

Presented By:

s/ Anthony A. Russo

WSBA # 6272

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LAW OFFICE OF MICHAEL SHETABI

s/ Michael M. Shetabi

MICHAEL M. SHETABI

WSBA #, 25898

DATED this 6th day of September, 2005.



Robert S. Lasnik

United States District Judge

ORDER GRANTING MOTION FOR
SUBSTITUTION -2

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